

City of Pembroke Pines, FL

*City of Pembroke Pines
Charles F. Dodge City Center
601 City Center Way
Pembroke Pines, FL 33025*



Meeting Minutes

Thursday, August 27, 2020

4:15 PM

4:15 PM Virtual First Special Meeting-Resolution Accepting Election Results/Commission Budget Workshop. 6:30 PM Virtual Second Special Meeting Prop. Ord. 2020-09 Pembroke Lakes Overlay

Commission Chambers

City Commission

*Mayor Frank Ortis
Vice Mayor Iris A. Siple
Commissioner Jay D. Schwartz
Commissioner Thomas Good, Jr.
Commissioner Angelo Castillo*

**4:15 PM VIRTUAL FIRST SPECIAL MEETING/PROPOSED RESOLUTION
2020-R-37****ROLL CALL**

Present 5 - Mayor Frank Ortis, Vice Mayor Iris A. Siple, Commissioner Thomas Good Jr., Commissioner Larissa Chanzas, and Commissioner Jay D. Schwartz

Also present: City Manager Charles F. Dodge, City Attorney Samuel S. Goren, City Clerk Marlene D. Graham and Deputy City Clerk Debra E. Rogers.

PLEDGE OF ALLEGIANCE

Mayor Ortis led the Pledge of Allegiance.

ACKNOWLEDGEMENTS:

Vice Mayor Siple spoke about National Women's Equality Day. She requested that a proclamation be made to honor the date of August 26th.

RESOLUTION:

SM-1. 2020-R-37 MOTION TO ADOPT PROPOSED RESOLUTION 2020-R-37.

PROPOSED RESOLUTION 2020-R-37 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ACCEPTING THE RESULTS OF THE SPECIAL ELECTION HELD ON AUGUST 18, 2020; AND ACCEPTING THE RESULTS OF THE REFERENDUM ELECTION HELD ON AUGUST 18, 2020; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Good, Jr., to adopt Proposed Resolution 2020-R-37 accepting the certified results of the Special Election and Referendum Election held on August 18, 2020. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Good Jr., Commissioner Schwartz, and Castillo

Nay 0

Enactment No: 3714

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2020-R-37 into the record, by title.

4:30 PM (or at such time as the First Special Meeting adjourns) VIRTUAL BUDGET WORKSHOP MEETING OF THE CITY COMMISSION

WS-1 20-0645 WORKSHOP ITEM: BUDGET WORKSHOP PRESENTATION.

The scheduling of this Budget Workshop on August 27, 2020 was requested at the previous budget workshop on August 13, 2020.

City Manager Dodge spoke about the revised Proposed Budget for the 2020-2021 Fiscal Year requested at the August 13, 2020 Budget Workshop meeting via PowerPoint Presentation.

The proposed reductions were made in the following areas:

General Fund - Adjusted from \$11,532,785.00 to \$7,818,645.00; a reduction of \$3,714,140.00 than originally proposed.

Operating Millage Rate - 5.6736; a reduction from the 6.1152 originally proposed.

Fire Assessment Rates- \$29.94; a reduction from the \$43.51 originally proposed.

Road and Bridge Fund - Remained the same as presented at the last workshop meeting.

Utility Capital Improvement Projects were ranked by critical, sub-critical, and water meter replacements.

City Manager Dodge continued to speak about the impacts of the budget reductions; that funds would have to be taken from reserves to balance the budget for the upcoming Fiscal Year, and provided funding options to the Commission to address some of Capital Improvement projects needed for the City.

Jonathan Cooper, Utilities Director, explained the priorities of the Capital Improvement projects in more detail and which projects qualified for the State Revolving Fund (SRF) option provided for consideration.

City Manager Dodge summarized the presentation and spoke about the upcoming Virtual Budget Hearing dates: First Budget Public Hearing on Thursday, September 3, 2020; and Second Budget Public Hearing on Wednesday, September 16, 2020

Inquiries were made from the Commission regarding the specifics of the staffing/ equipment needs of the Police and Fire Departments, the process to switch out the meters, and future billing to the residents. There was also inquiry regarding a further breakdown of needs versus wants to be included in the budget as well as exploring other avenues that do not require the bid process to complete some of the Capital Improvement Projects.

Police Chief Shimpeno responded to the questions pertaining to the Police Department, Fire Chief Picarello responded for the Fire Department, and Jonathon Cooper, responded regarding the meters and how residents might be billed in the future.

6:30 PM VIRTUAL SECOND SPECIAL MEETING/ CONTINUED CITY COMMISSION MEETING

6:30 PM VIRTUAL SECOND SPECIAL MEETING CALLED TO ORDER

SECOND READING ORDINANCE:

SM-2 2020-09 MOTION TO ADOPT PROPOSED ORDINANCE NO. 2020-09 ON SECOND AND FINAL READING.

PROPOSED ORDINANCE NO. 2020-09 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 155 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "ZONING CODE;" CREATING SECTION 155.032, TO BE ENTITLED "PEMBROKE LAKES OVERLAY ZONING DISTRICT;" ESTABLISHING SPECIFIC REGULATIONS WITHIN THE PEMBROKE LAKES COMMUNITY TO PRESERVE THE NEIGHBORHOOD CHARACTER, PROMOTE ITS HIGH QUALITY AND APPEARANCE, MAINTAIN PROPERTY VALUES AND PROTECT THE HEALTH, SAFETY, WELFARE AND QUALITY OF LIFE FOR THE RESIDENTS OF PEMBROKE LAKES BY ENSURING THAT PROPERTIES ARE MAINTAINED IN ACCORDANCE WITH CERTAIN LONGSTANDING COMMUNITY STANDARDS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Schwartz, seconded by Vice Mayor Siple, to table the item and to direct the City Attorney's Office to review, to research and seek the Florida Attorney General's opinion regarding the potential applicability of the Florida Marketable Record Title Act known as MRTA, found in Chapter 712 of the Florida Statutes, to the deed restrictions and covenants of record in the Pembroke Lakes Community, including potential impact of the creation of a local government overlay district affecting such community, and the deed restriction covenant. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Good Jr., Commissioner Schwartz, and Castillo

Nay 0

A motion was made by Commissioner Good, Jr., seconded by Commissioner Castillo, to amend the motion to table by adding tabling to a time uncertain and the City Attorney provided a legal overview of having the item come back in a live in-person format. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Good Jr., Commissioner Schwartz, and Castillo

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Mayor Ortis called the second Special Meeting to order.

City Clerk Graham called the roll.

Mayor Ortis led the Pledge of Allegiance.

City Attorney Goren provided an overview of the Communications Media Technology "CMT" procedures as stated in the Governor's Executive Order 20-69 pertaining to the virtual continuation of Proposed Ordinance 2020-09 on second and final reading from the August 19, 2020 Commission Meeting. The meeting had been properly noticed and City Attorney Goren continued to speak about the following options provided to the public to participate in the meeting:

1) Calling into the meeting 1-408-418-9388 / Access Code:129 579 6848. Each participant would be asked to provide their first and last name and address for the record and would then be allotted their 3 minutes to speak at the designated time.

2) Submitting a public comment by email to

publiccomments@ppines.com which would be read into the record by the City Clerk or her designee at the designated time if the email/comment met the 3 minutes or less requirement as stated in the City's Code of Ordinances.

3) Pre-registering to receive a Webex meeting invitation link via request to publiccomments@ppines.com. Each participant would be asked to provide their first and last name and address for the record and would then be allotted their 3 minutes to speak at the designated time.

4) Members of the public who did not pre-register would be identified by the area code and the first 3 digits of the phone number; at the appropriate time, the caller would be unmuted and be asked to state their first and last name and address for the record, and then would receive their 3 minute allotted time to speak.

City Attorney Goren read Proposed Ordinance 2020-09 into the record, by title.

Commissioner Schwartz made a motion to table the item and to direct the City Attorney's Office to review, research, and to seek an opinion from the Florida Attorney General regarding the potential applicability of the Marketable Record Title Act known as (MRTA), as stated in Chapter 712 of the Florida Statutes; to the deed restrictions and covenants of record in the Pembroke Lakes District Community including potential impacts to creating a local Government overlay district affecting such Communities and the deed restriction covenants.

City Attorney Goren clarified the legal procedure of tabling an item:

The item is subject to further review by any member of the Commission who wishes to move the tabled item under "Roberts Rules." The City Attorney acknowledged the direction given to review and to seek the opinion of the Attorney General regarding the Florida Marketable Record Title Act; that it ends the discussion and defers the matter to a future time without public comment or discussion for the record.

Commissioner Castillo and Commissioner Good spoke on the item.

City Attorney Goren responded to the questions of the Commission.

ADJOURN - 6:44 P.M.

CITY OF PEMBROKE PINES

Marlene D. Graham, CMC
City Clerk

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION OF THE COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD INCLUDES TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

PERSONS WITH DISABILITIES REQUIRING ACCOMMODATIONS IN ORDER TO PARTICIPATE SHOULD CONTACT THE CITY CLERK, 450-1050 AT LEAST 48 HOURS IN ADVANCE TO REQUEST SUCH ACCOMMODATION.